

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA**

In re:

Case No.

Chapter 13 Plan

Debtor(s).

1. The future earnings of the debtor(s) are submitted to the supervision and control of the trustee, and the debtor(s) will pay to the Trustee the sum of \$ _____ each month for _____ months.
Debtor(s) elect a voluntary wage order. _____.
2. From the payments received, the Trustee will make disbursements in accordance with the Distribution Guidelines as follows:
 - (a) On allowed claims for expenses of administration required by 11 USC §507 .
 - (b) On allowed secured claims, which shall be treated and valued as follows:

§506	Non §506	Name	Value of Collateral	Claim Amount	Pre confirmation Adequate Protection	Post confirmation Payments	Estimated Mortgage Arrears	Interest rate (if specified)
<input type="checkbox"/>	<input type="checkbox"/>							

With respect to secured claims per §506, valuation stated shall bind unless a timely objection to confirmation is filed. With respect to non §506 secured claims as referenced in §1325, the claim, to the extent allowed, shall control.. If an interest rate is not specified, 5/6% per month (10% per annum) will be paid. A secured creditor shall retain its lien until the earlier of the payment of the underlying debt determined under non-bankruptcy law or discharge under section §1328.

- (c) On allowed priority unsecured claims in the order prescribed by 11 USC § 507. Priority claims shall be paid in full except to the extent allowed otherwise under 11 U.S.C. § 1322(a)(4)
 - (d) On allowed general unsecured claims the debtor(s) estimate(s) the general unsecured claims will be paid _____%.

3. The following executory contracts are rejected. The debtor(s) waive the protections of the automatic stay provided in 11 U.S.C. § 362 to enable the affected creditor to obtain possession and dispose of its collateral without further order of the court. Any allowed unsecured claim for damages resulting from rejection will be paid under paragraph 2(d).

4. The debtor(s) will pay directly the following secured creditors and lessors:

Name	Monthly Payment	Name	Monthly Payment
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5. The date this case was confirmed will be the effective date of the plan
6. The debtor(s) elect to have property of the estate revert in the debtor(s) upon plan confirmation. Once the property reverts, the debtor(s) may sell or refinance real or personal property without further order of the court, upon approval of the Chapter 13 Trustee.
7. The debtor(s) further propose pursuant to 11 USC § 1322(b):

Dated: _____

(Debtor)

(Debtor)

I/We _____ am/are legal counsel for the above named debtors(s) and hereby certify that the foregoing Chapter 13 Plan is a verbatim replica of this N.D. Cal., San Francisco and Oakland Divisions, Model Chapter 13 Plan (October 2001), promulgated pursuant to B.L.R. 1007-1.

Attorney for Debtor(s)

EXHIBIT A

506	Non 506	Name	Value of Collateral Protection	Claim Amount	Pre confirmation Adequate	Estimated Mortgage Arrears	Interest rate
		Alameda County Tax Collector	\$999,101.00	\$15,718.00	\$1,000.00		18.0%
		Navistar Financial Corporation	\$25,000.00	\$15,184.00	\$300.00		5.0%
		Harley-Davidson Credit Corp.	\$12,790.00	\$10,500.00	\$200.00		5.0%
		Toyota Financial Services	\$6,395.00	\$2,994.00	\$150.00		5.0%

EXHIBIT B

7. Neither the Trustee nor the Debtor shall make any payments on account of junior lien of Chase Mortgage as the Debtor will move to value the second lien of Chase Mortgage (loan #-4637) and void it upon completion of the Chapter 13 plan.

The Debtor will value the judgment liens of Alameda County Tax Collector, EDD, Pacific Bell Directory, Steven D. Hoffman, Trinity, a division of Bank of the West and Valley Yellow Pages and avoid these liens. Such claims will be treated as general unsecured claims except for EDD which will be treated as priority.

The Debtor has applied for a modification on the first mortgage with Wells Fargo Home Mortgage (loan #-6544). The Debtor is setting aside for payment \$3,000.00 a month